

At the meeting of the Public Service Commission of the State of Montana held at the Commission's Offices in Helena, Montana, on Tuesday December 12, 2006, the following members were present:

Greg Jergeson, Chairman via telephone
Brad Molnar, Vice Chairman
Doug Mood, Commissioner
Robert H. Raney, Commissioner
Thomas J. Schneider, Commissioner

APPEARANCE

Gary Duncan, Utility Division

(387) In the matter of Docket No. D2001.8.119, D2004.9.148 - Qwest Corporation - Qwest has filed for approval with the Commission two interconnection agreement amendments.

Commissioner Schneider moved to approve interconnection agreement amendments in Docket No's D2001.8.119, and D2004.9.148. Commissioner Raney seconded the motion, which passed unanimously.

APPEARANCE

Scott Fabel, Utility Division

(388) In the matter of Docket No. N2006.11.171-Century Tel - Century Tel filed Transmittal No. 06-10. This filing established a new tariff applying to the provision of wholesale services to carriers, and E911 service connection and database access to carriers and VoIP providers.

Commissioner Mood moved to approve N2006.11.171. Commissioner Raney seconded the motion, which passed unanimously.

(389) In the matter of Docket No. N2006.11.172-Central Montana Communications - Central Montana filed multiple modifications to its tariffs:

Commissioner Jergeson moved to approve N2006.11.172. Commissioner Raney seconded the motion, which passed 4-0. Commissioner Schneider did not vote on this issue.

(390) In the matter of Docket No. N2006.11.173 - Sprint filed changes to its Montana P.S.C. Price List No. 1:

Commissioner Raney moved to approve Docket No. N2006.11.173. Commissioner Mood seconded the motion, which passed unanimously.

(391) In the matter of Docket No. N2006.11.174 - Ronan Telephone Company - on November

28, 2006, Ronan Telephone Company filed a Bundling Promotion:

Commissioner Schneider moved to approve N2006.11.174. Commissioner Raney seconded the motion, which passed unanimously.

APPEARANCE

Wayne Budt, Administrator

Transportation & Centralized Services Division

(392) In the matter of TN2327 - Two Shews, Inc. dba Billings Yellow Cab, Billings, Montana has a pending application to transfer PSC No. 139. They have filed a request to waive the filing of the annual report for the period January 1, 2006 to September 30, 2006.

Commissioner Schneider moved to approve TN2327. Commissioner Raney seconded the motion, which passed unanimously.

(393) In the matter of T-06.34.ST - Two Shews, Inc. dba Billings Yellow Cab, Billings, Montana filed an application to transfer PSC No. 139 to Billings Yellow Cab LLC., Billings, Montana.

Commissioner Mood moved to approve T-06.34.ST. Commissioner Schneider seconded the motion, which passed unanimously.

(394) In the matter of approval of Minutes Week of December 4, 2006:

Commissioner Raney moved to approve the minutes. Commissioner Mood seconded the motion, which passed unanimously.

APPEARANCE

Robin McHugh, Administrator, Legal Division

Phillip Cooke and Vickie Duncan, Utility Division

(394) In the matter of Dockets D2006.10.144 and D2006.8.129-Buzz Telecom Inc. and Billing Concepts, Inc. - review the status of PSC complaints vs. Buzz Telecom Inc. and Billing Concepts, Inc.:

Commissioner Mood moved to move forward and finalize the agreements in Dockets D2006.10.144 and D2006.8.129. Commissioner Raney seconded the motion, which passed unanimously.

APPEARANCE

Martin Jacobson, Legal Division

Will Rosquist and Mike Lee, Utility Division

(395) In the matter of Consolidated QF dockets D2003.7.86, D2004.6.96, and D2005.6.103 - Northwestern Energy:

Commissioner Schneider moved to approve the order as drafted subject to nonsubstantive editorial changes. Commissioner Raney seconded the motion.

Commissioner Molnar made a substitute motion to approve the dockets with the following changes in the language of the docket: change the larger QF's so that they should supply their own ancillary services as currently under law and are responsible for any penalties that may come from transmission difficulties and unreliability within their class. Commissioner Mood seconded the Substitute Motion, which failed 2-3. Commissioner Schneider, Commissioner Raney and Commissioner Jergeson voted no.

The Chairman then asked for the vote on the first motion made by Commissioner Schneider which was to approve the order as drafted subject to nonsubstantive editorial changes. The motion had been seconded by Commissioner Raney. It passed with a vote of 3 to 2. Commissioner Mood and Commissioner Molnar voted no.

APPEARANCE

Martin Jacobson, Legal Division

Leroy Beeby, Utility Division

(396) In the matter of Docket No. D2006.5.71 - Utility Enterprises Inc. - on May 15, 2006, Utility Enterprises Inc. filed a request to continue its interim rate structure for the Rocky Cliff Estates water service:

Commission Mood moved to continue the present interim rates for Rocky Cliffs Estates until there is 75% build-out in the subdivision or 3 years, whichever occurs first. At that time, the most current 12 months financial information, balance sheet, and income statement will be submitted for consideration and possible rate adjustment. The 3 year period will start January 1, 2007. Commissioner Jergeson seconded the motion, which passed unanimously.

APPEARANCE

Al Brogan, Legal Division

(397) In the matter of the Commission's discussion of Docket No. D2006.8.114 – application of Havre Pipeline Co to increase rates and charges for farmstead service:

Commissioner Jergeson moved to issue a Notice of Public Hearing with deadlines for 2 weeks after the service dates. Commissioner Raney seconded the motion, which passed unanimously.

(398) In the matter of the Commission's discussion of Docket No. D2006.12.176 – NorthWestern Energy's application for Automatic Rate Adjustment and Tracking for 2007 Taxes and Fees:

Commissioner Jergeson moved to issue the Notice of Application with the intervention deadline as outlined and establish a provisional hearing date of January 4, 2007. Commissioner Raney seconded the motion, which passed unanimously.

APPEARANCE

Robin McHugh, Administrator Legal Division

(399) In the matter of the Commission's discussion of Docket No. D2005.4.49 – Mountain Water – Fire Protection Cost Responsibility; verbal request for extension of time to make filing implementing Commission direction in Order Nos. 6644c and 6644d:

Commissioner Schneider moved to approve the extension of the filing deadline to December 22, 2006. Commissioner Mood seconded the motion, which passed unanimously.

(400) In the matter of the Commission's discussion of T-06.14.PCN – Mountain Express Taxi – Motor Carrier PC&N:

Commissioner Mood moved to approve the proposed order as the final order in this docket. Commissioner Schneider seconded the motion, which passed unanimously.

There being no further business to come before the Commission the meeting was adjourned.

GREG JERGESON, Chairman

BRAD MOLNAR, Vice Chairman

DOUG MOOD, Commissioner

ROBERT H. RANEY, Commissioner

THOMAS J. SCHNEIDER, Commissioner

ATTEST:

Connie Jones
Commission Secretary

(SEAL)